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ENTERED
Office of Proceedings
June 20, 2012
Part of
Public Record

26 April 2012

By Federal Express

Ms. Cynthia T. Brown
Chief, Section of Administration
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20024

Re: City of Alameda d/b/a Alameda Beltline Railroad – Abandonment Exemption – In City of Alameda, CA, AB 1090X

1. Notice of Exemption for two year out of service abandonment (including filing fee)
2. Statement of Willingness (automatic filing fee exemption requested) for railbanking of MP 0 to MP 1.85
3. Consent to negotiate railbanking
4. Letter request for issuance of NITU for portion of abandonment from MP 0 to MP 1.85.

Dear Ms. Brown:

Notice of Exemption. Enclosed for filing in the above-captioned proceeding are the original and ten copies of a Verified Notice of Exemption pursuant to 49 C.F.R. 1152.50 for filing on April 27, 2012. A check in the amount of \$3600, representing the current filing fee for same, is also enclosed.

Statement of Willingness. Enclosed for filing is a Statement of Willingness by the City of Alameda to assume responsibility in accordance with 49 C.F.R. 1152.29 for the portion of the proposed abandonment from MP 0 to MP 1.85. By my signature below, I hereby certify service of the Statement of Willingness upon representatives of the City of Alameda.

Fee exemption for Statement of Willingness. City of Alameda is a unit of local government which qualifies for automatic waiver of filing fees for the statement of willingness pursuant to 49 C.F.R. 1002.2(e) (1). City of Alameda accordingly requests a waiver of any fee for filing the statement of willingness.

FEE RECEIVED
June 20, 2012
SURFACE

1

FILED
June 20, 2012
SURFACE
TRANSPORTATION BOARD

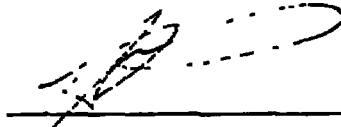
TRANSPORTATION BOARD

**STATEMENT OF WILLINGNESS TO ASSUME
FINANCIAL RESPONSIBILITY**

In order to establish interim trail use and railbanking under 16 U.S.C. 1247(d) and 49 C.F.R. 1152.29, City of Alameda (Interim Trail User) is willing to assume full responsibility for management of, for any legal liability arising out of the transfer or use of (unless the user is immune from liability, in which case it need only indemnify the railroad against any potential liability), and for the payment of any and all taxes that may be levied or assessed against the right-of-way owned by City of Alameda d/b/a Alameda Belt Line and operated by same. The property, known as the Alameda Belt line, extends from railroad milepost 0.0 near the intersection of Clement Avenue and Broadway and milepost 1.85 at the eastern edge of the old railyard, a distance of 1.85 miles in City of Alameda, County of Alameda, CA. The right of way is part of a line of railroad proposed for abandonment in STB docket no. AB 1090X.

A map of the property depicting the right of way is attached.

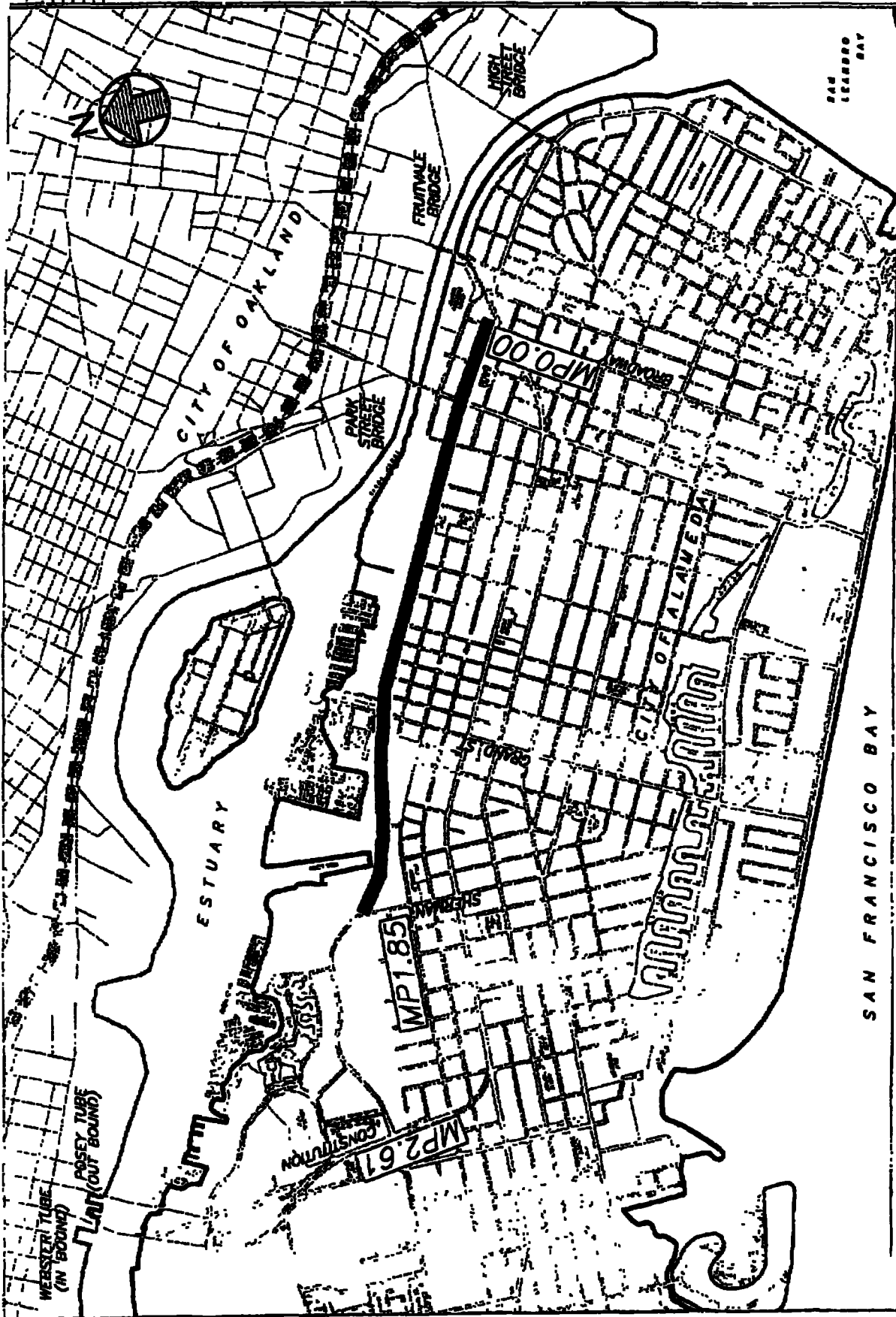
City of Alameda acknowledges that use of the right of way is subject to the user's continuing to meet its responsibilities described above and subject to possible future reconstruction and reactivation of the right of way for rail service. A copy of this statement is being served on the railroad on the same date it is being served on the Board.



John A. Russo
City Manager, City of Alameda

ALAMEDA BELTLINE RAILROAD, M.P. 0.00 TO 2.61 CITY OF ALAMEDA, CA

DATE: 1971
BY: [illegible]
[illegible]



LEGEND

- TRACKAGE TO BE RAILBANKED
- MILE POST 0.00 TO 1.85
- PRINCIPAL HIGHWAYS

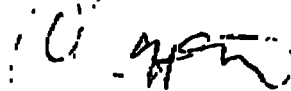
Consent to negotiation railbanking/interim trail use. City of Alameda d/b/a Alameda Beltline Railroad hereby consents to negotiate interim trail use and railbanking with City of Alameda. It has long been established that governmental entities proposing abandonments may "railbank" lines in their own names. RFRHA – Abandonment Exemption – in Garfield, et al Counties, CO, AB 547X, served Oct. 16, 1998, slip op. at 4.

Joint request for issuance of NITU for MP 0 to MP 1.85. City of Alameda d/b/a ABL and City of Alameda independently accordingly request expeditious issuance of a Notice of Interim Trail Use (NITU) for the portion of the proposed abandonment from MP 0 to MP 1.85.

Additional copy for OEA. A courtesy copy of this letter and the filings associated therewith are also enclosed for the Office of Environmental Analysis, which was previously served with an electronic copy of the Environmental Report and Historic Report.

If you have any questions regarding this filing, please feel free to contact me. Thank you for your assistance in this matter.

Respectfully submitted,



Charles H. Montange
Counsel for City of Alameda d/b/a ABL and
City of Alameda

Encls: original and ten copies of (a) Notice of Exemption and (b) Statement of Willingness; filing fee; copies for OEA

cc. City of Alameda